

HOUSE BILL 2358

By Givens

AN ACT to amend Tennessee Code Annotated, Title 9, Chapter 4 and Title 68, relative to using funds from the tobacco master settlement agreement for health care and preventive health programs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known and may be cited as the "Tennessee Tobacco Settlement Trust Fund Act".

SECTION 2. There is hereby established within the state treasury a special trust fund to be known as the "Tennessee Tobacco Settlement Trust Fund".

SECTION 3. Funds in the Tennessee Tobacco Settlement Trust Fund established by this act shall be invested by the state treasurer pursuant to policy guidelines, established by resolution of the funding board established by § 9-9-101, within the laws, guidelines and policies which govern investments of the Tennessee consolidated retirement system.

SECTION 4. All funds received by the state of Tennessee under the Attorneys General Master Tobacco Settlement Agreement shall be deposited in the Tennessee Tobacco Settlement Trust Fund. These payments shall constitute the principal of the trust and shall not be expended or appropriated for any purpose nor shall any portion of such principal be

proposed or recommended by the governor for expenditure in the budget document, appropriations bill, or otherwise.

SECTION 5. Reasonable and necessary expenses of administration of the Tennessee Tobacco Settlement Trust Fund may be paid from interest or income received on the principal of the trust. Any other expenditure of interest or income from the principal of the trust shall be made through specific appropriations in each general appropriations act and must be made exclusively for the purpose of funding health care and preventive health programs.

SECTION 6. The state treasurer is authorized to promulgate rules and regulations necessary to perform the state treasurer's responsibilities under this part.

SECTION 7. Sections 1 through 6 of this act shall be codified as a new part of Tennessee Code Annotated, Title 9, Chapter 4.

SECTION 8. This act shall take effect upon becoming a law, the public welfare requiring it.